

Application No. 10/616,137
Amdt. Dated October 31, 2007
Reply to Office Action of October 10, 2007

REMARKS

Claims 2-8, 10-16 and 18-24 are pending in this case.

I. Summary of Office Action

Claims 2-8, 10-16 and 18-24 have been rejected under 35 U.S.C. § 103(a) as being obvious from Young U.S. Patent No. 4,977,455 ("Young") in view of Levine U.S. Patent No. 5,915,068 ("Levine").

II. Summary of Applicants' Reply

Applicants have amended claims 5, 15 and 23 in order to more particularly define the claimed invention. No new matter has been added and these amendments are fully supported by the originally-filed specification (see, e.g., applicants' specification at page 10, lines 3-10).

III. Reply to the Section 103 Rejection

Claims 2-8, 10-16 and 18-24 have been rejected under 35 U.S.C. § 103(a) as being obvious from Young in view of Levine. Applicants respectfully traverse this rejection.

Applicants' claimed invention, as defined by amended independent claims 5, 15 and 23, is directed to, *inter alia*, systems and methods for recording and indexing television programs on video recording media. A user selects one of the displayed program listings for recording. A visual indicator is displayed with the selected displayed program listing, indicating that a program corresponding to the selected program listing is selected for recording. The television program corresponding to the selected program listing is recorded on

recording media and the title corresponding to the recorded television program is stored in a directory of programs recorded on the recording media.

Young generally discusses a VCR schedule controller.

The Examiner acknowledges that Young fails to disclose the feature of displaying a plurality of program listings stored in a memory and selecting one of the displayed program listings for recording and cites Levine as allegedly making up for this deficiency. (Office Action, page 3, ¶ 1.)

Levine generally describes a system for programming the automatic operation of a video recorder that uses an associated television receiver as a display device. The system operates in various modes to assist the user to record and playback a television program. In "operate recorder" or "operate TV" mode, a display of program schedule information is provided to assist the operator in selecting a program for recording (Levine, col. 5, lines 25-43). In order for the user to actually select a program for recording, "program" mode must be initiated. In "program" mode, the user is provided with a display of information on the screen to guide the user through a programming sequence in order to schedule the program for recording (Levine, col. 6, lines 15-30).

Applicants respectfully submit that Levine does not show or suggest displaying a visual indicator with the selected displayed program listing indicating that a program corresponding to the selected displayed listing is selected for recording, as required by applicants' claims 5, 15 and 23, as amended. Instead, in order to select a particular program for recording in the Levine system, the operator is required to

Application No. 10/616,137
Amdt. Dated October 31, 2007
Reply to Office Action of October 10, 2007

navigate away from the displayed program listings (which are provided in "operate recorder" or "operate TV" mode) and enter a "program" mode which causes the selected program listing to no longer be displayed. Because the user must navigate away from the displayed listings to a different screen in order to schedule a program for recording, Levine necessarily cannot display a visual indicator with one of the displayed program listing that is selected for recording. Young does not make up for this deficiency of Levine as it does not even display program listings, let alone a visual indicator with such listings.

Therefore, neither Young nor Levine, whether taken alone or in combination, shows or suggests all the limitations of applicants' amended claims 5, 15 and 23. Accordingly, applicants respectfully submit that claims 5, 15 and 23, as well as claims 2-4, 6-8, 10-14, 16, 18-22 and 24 which depend directly or indirectly therefrom, are patentable.

Application No. 10/616,137
Amdt. Dated October 31, 2007
Reply to Office Action of October 10, 2007

IV. Conclusion

For the reasons stated above, applicants respectfully submit that this application is in condition for allowance. Reconsideration and prompt allowance of this application are respectfully requested.

Respectfully submitted,

/Gall C. Gotfried/
Gall C. Gotfried
Registration No. 58,333
Agent for Applicants
ROPES & GRAY LLP
Customer No. 1473
1211 Avenue of the Americas
New York, New York 10036-8704
(212) 596-9000